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JUN 27 2008

AT 05:01
CLERK U.S. DISTRICT COURT
DISTRICT OF MARYLAND

BY

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

JAMES LANDMESSER, JR., a resident of Silver
Spring, Maryland,

CASE NO.: AW 08-1280

Plaintiff,

STIPULATION TO STAY
PROCEEDINGS

v.

BAYER CORPORATION, an Indiana corporation,
successor to CUTTER BIOLOGICAL, a California
Corporation; BAXTER HEALTHCARE
CORPORATION, a Delaware corporation, and its
HYLAND DIVISION; ARMOUR
PHARMACEUTICAL COMPANY, INC., a
Delaware corporation; and ALPHA
THERAPEUTIC CORPORATION, a California
corporation,

Defendants.

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

IT IS HEREBY STIPULATED by and between counsel of record for Plaintiff JAMES
LANDMESSER, JR. ("Plaintiff"), and Defendants BAYER CORPORATION, BAXTER
HEALTHCARE CORPORATION, ARMOUR PHARMACEUTICAL COMPANY, and ALPHA
THERAPEUTIC CORPORATION ("Defendants"), in the action entitled *Landmesser v. Bayer
Corporation, et al.* (AW 08-1280), currently pending in this Court, that all proceedings in the
District of Maryland shall be stayed until the Judicial Panel on Multidistrict Litigation (hereinafter
"the Panel") completes the process for transferring this case to MDL-986, currently pending before
The Honorable John F. Grady in the Northern District of Illinois.

STIPULATION TO STAY PROCEEDINGS
CASE NO. AW 08-1280

1 The transfer process was initiated by the issuance by the Panel of a Conditional Transfer
2 Order on June 10, 2008 (a copy of which is attached hereto). Plaintiff will not oppose transfer.
3 Under the Panel's procedures, if no opposition is received by June 25, 2008, the transfer order will
4 be sent by the Panel to the Clerk of the Northern District of Illinois and will become effective upon
5 filing there.

6 If the Panel transfers the case as expected, the stay shall remain in effect. If, however, there
7 is no transfer, or, upon remand following transfer, this stay shall expire 30 days following the Panel
8 order terminating the transfer proceedings or remanding the case. This stipulation may be signed by
9 the parties in counterpart.
10

11 IT IS SO STIPULATED.
12

13 Dated: June 20, 2008

14 **ATTORNEYS FOR PLAINTIFF**

15 BY: 

16 Steven E. Fineman
17 Paulina do Amaral
18 LIEFF, CABRASER, HEIMANN &
19 BERNSTEIN, LLP
20 780 Third Avenue, 48th Floor
21 New York, NY 100 17-2024
22 Telephone: (212) 355-9500
23 Facsimile: (212) 355-9592
24 E-mail: sfineman(@lchb.com;
25 pdoamaral@lchb.com;

26 Robert J. Weltchek
27 1829 Reisterstown Road, Suite 100
28 Baltimore, MD 21208
29 Phone: (410) 653-3700
30 E-mail: rweltchek@litigationteam.com

Elizabeth J. Cabraser
Heather A. Foster
LIEFF, CABRASER, HEIMANN &
BERNSTEIN, LLP
275 Battery Street, 30th Floor
San Francisco, CA 94111-3339
Telephone: (415) 956-1000
Facsimile: (415) 956-1008
E-mail: ecabraser@lchb.com,
hfoster@lchb.com

Lexi J. Hazam
LIEFF GLOBAL, LLP
275 Battery Street, 30th Floor
San Francisco, CA 94111
Telephone: (415) 788-8000
Facsimile: (415) 788-8002
E-mail: lhazam@lieffglobal.com

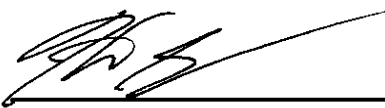
Attorneys for Plaintiff
JAMES LANDMESSER, JR.

IT IS SO STIPULATED.

Dated: June 25, 2008

GEOFFREY SMITH, PLLC

BY:


Katharine S. O'Hara (Federal Bar No. 28121)
Geoffrey R. W. Smith
GEOFFREY SMITH PLLC
1350 I Street, NW Ste 900
Washington, DC 20005
Telephone: (202) 625-1224
Facsimile: (202) 333-1637
Email: katieatgrwslaw@aol.com;
grwslawyer@aol.com

Philip S. Beck
Lindley J. Brenza

STIPULATION TO STAY PROCEEDINGS
CASE NO. AW 08-1280

1 Kaspar J. Stoffelmayr
2 Carolyn J. Frantz
3 BARTLIT BECK HERMAN PALENCHAR
4 & SCOTT
5 54 West Hubbard Street, Suite 300
6 Chicago, IL 60610
7 Telephone: (312) 494-4411
8 Facsimile: (312) 494-4440
9 Email: philip.beck@bartlit-beck.com;
10 lindley.brenza@bartlit-beck.com;
11 kaspar.stoffelmayr@bartlit-beck.com;
12 carolyn.frantz@bartlit-beck.com

13
14 Attorneys for Defendant,
15 BAYER CORPORATION
16
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23 IT IS SO STIPULATED.

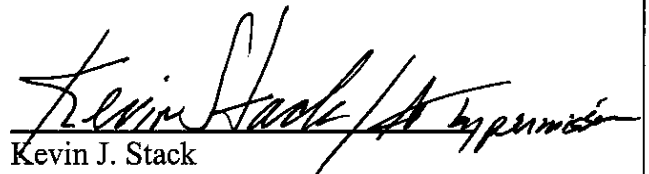
24 Dated: June 25th, 2008

25 **KNAPP PETERSEN & CLARKE**
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27 **STIPULATION TO STAY PROCEEDINGS**
28 CASE NO. AW 08-1280

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BY:

 *Kevin J. Stack* *for permission*

Kevin J. Stack
KNAPP PETERSEN & CLARKE
500 North Brand Blvd., 20th Floor
Glendale, CA 91203-1904
Telephone: (818) 547-5000
Facsimile: (818) 547-5329
Email: kjs@kpclegal.com


Attorneys for Defendant,
ALPHA THERAPEUTIC CORPORATION

IT IS SO STIPULATED.

Dated: June 25th, 2008

DECHERT LLP

BY:

 *Rick Berkman* *for permission*

Rick Berkman
DECHERT LLP
Cira Center
2929 Arch Street
Philadelphia, PA 19104-2857
Telephone: (215) 994-4000
Facsimile: (215) 655-2684
Email: rberkman@dechert.com

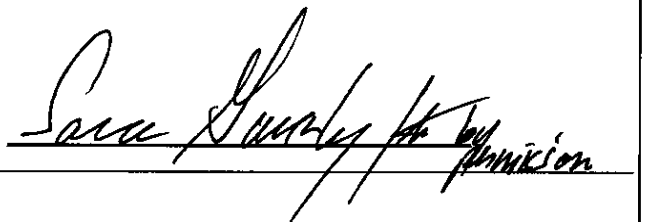
Attorneys for Defendant,
BAXTER HEALTHCARE CORPORATION

IT IS SO STIPULATED.

Dated: June ___, 2008

SIDLEY AUSTIN LLP

BY:

 *Sara S. Gandy* *for permission*

STIPULATION TO STAY PROCEEDINGS
CASE NO. AW 08-1280

Sara Gourley
SIDLEY AUSTIN LLP
One South Dearborn
Chicago, Illinois 60603
Telephone: (312) 853-7000
Facsimile: (312) 853-7036
Email: sgourley@sidley.com

Attorneys for Defendant,
ARMOUR PHARMACEUTICAL COMPANY

All proceedings in the District of Maryland shall be stayed until the Judicial Panel on Multidistrict Litigation completes the process currently in progress for transferring this case to MDL-986. If the Panel orders transfer, the stay shall remain in effect. If there is no transfer, or upon remand following transfer, this stay shall expire 30 days following the Panel order terminating the transfer proceedings or remanding the case.

IT IS SO ORDERED,

Dated June 27th, 2008

BY: Alexander Williams, Jr.
Hon. Alexander Williams, Jr.